

# WEBB COUNTY, TEXAS COMMISSIONERS COURT AGENDA

LOUIS H. BRUNI Webb County Judge (956) 523-4600

FRANK SCIARAFFA Commissioner, Precinct 1 (956) 523-4660

JUDITH G. GUTIERREZ Commissioner, Precinct 2 (956) 523-4624

JERRY GARZA Commissioner, Precinct 3 (956) 523-4625

CINDY CORTEZ BRUNNER Commissioner, Precinct 4 (956) 523-4652

MARGIE IBARRA Webb County Clerk (956) 523-4251

HOMERO RAMIREZ Webb County Attorney (956) 523-4044

LEO FLORES Webb County Auditor (956) 523-4016

# **PUBLIC NOTICE**

COMMISSIONERS COURT MEETING
Webb County Courthouse
1000 Houston Street, 2<sup>ND</sup> Floor
Laredo, Texas 78040
September 11, 2006 at 1:00 p.m. and continuing
September 11, 2006 at 1:00 p.m. if necessary

- 1. Call to order by the Honorable County Judge, Louis H. Bruni
- **2.** Roll call by the Honorable County Clerk, Margie Ibarra
- **3.** Pledge of Allegiance
- **4.** Approval of minutes for August 17, 2006, August 24, 2006, August 25, 2006, and August 28, 2006
- 5. Approval of Bills, Payroll and Monthly Reports
- **6.** Communications
- 7. Public Comment-This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

## COURT TO DISCUSS AND ACT ON THE FOLLOWING:

# HONORABLE CINDY CORTEZ-BRUNNER, COUNTY COMMISSIONER PCT. 4

**8.** Discussion and possible to action to accept a donation from Wal-mart in the amount of One-Thousand Dollars (\$1000.00) for the Fred M. and Anita Bruni Community Center.

# **COMMISSIONERS COURT**

- **9.** Discussion and possible action for consideration and the selection of the application for the Management Information Systems Director.
- **10.** Discussion and possible action to adopt a resolution and order supporting the South Texas Development Council and reaffirming participation in STDC programs, authorizing the payment of membership assessments in the amount of \$2,514.20, and the appointment of representatives to serve on the STDC Board of Directors, and any other matters incident thereto.

11.	Discussion and possible action to direct staff to review advisability of specific
	possible changes to FY 2006-2007 proposed budget, and any matters incident
	thereto.

MEDIA BREAK	

# **AUDITOR**

**12.** Discussion and possible action to direct and/or approve transfer of funds from within a department's line items or from savings in other line items o pay for expenses incurred in FY 2005-2006 that remain unpaid. The transfers made and the bills paid will be itemized and detailed for ratification by Commissioners Court at their November 27<sup>th</sup> meeting.

# **ELECTED OFFICIALS**

# Honorable Margie Ramirez-Ibarra, Webb County Clerk

**13.** Discussion and possible action to approve the County Clerks plan for funding the preservation and restoration of the county clerk's records archive presented at a public hearing by the Webb County Clerk pursuant to Texas Local Government Code section 118.025. [Requested by Webb County Clerk].

# **Honorable Homero Ramirez, Webb County Attorney**

- 14. Discussion and possible action to enter into a one (1) year (September 1, 2006 through August 31, 2007) Inter-local Agreement with United Independent School District (UISD) to pay one-half of the salaries of two (2) Justice of the Peace Juvenile Court Coordinators which said one-half salary is FIFTEEN THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$15,850.00) for the coordinator assigned to the Justice of the Peace Precinct 2, Place 2, Court and SEVENTEEN THOUSAND THIRTY DOLLARS AND FIFTY CENTS (\$17,030.50) for the coordinator assigned to the Justice of the Peace Precinct 4, Court and authorizing the County Judge to sign all relevant documents. [Requested by Justices of the Peace Pct. 2, Pl. 2, and Justice of the Peace Precinct 4 Account No. #6022 (Professional Services)].
- 15. Discussion and possible action to enter into a Non-Financial Professional Service Agreement with the South Texas Council on Alcohol and Drug Abuse, to serve as a substance abuse consultant to the Head Start Program; develop substance abuse program activities, develop written treatment plans, parent/adolescent substance abuse screening, outreach, and referral and other related services for parents and guardians of children enrolled in the Webb County Head Start Program for a period of twenty-four (24) months (September 1, 2006 through August 31, 2008), at no cost to Webb County, and authorizing the County Judge to execute all relevant documents. [Requested by Head Start].
- 16. Discussion and possible action to approve a Service Contract with Wiggles, Inc. for rehabilitation services (including but not limited to speech therapy, occupational therapy and physical therapy) at reduced rates for children enrolled in the Head Start Program for a period of two years and (September 1, 2006 through August 31, 2008) and authorizing the County Judge to sign all relevant documents. [Requested by Head Start Dept. Acct. # 903-4208-6076 (Disability Services)]

- 17. Discussion and possible action to enter into a four (4) year (September 1, 2006 to August 31, 2010) Inter-local Agreement with the Laredo Community College District (LCC) to provide for the collection of ad valorem taxes by the Webb County Tax Assessor/Collector, and authorizing the County Judge to execute all relevant documents. [Requested by the Laredo Community College District]
- 18. Discussion and possible action to enter into a contract amendment (Amendment #11-01 Contract for Community Care Programs effective October 1, 2005) with the Texas Department of Aging and Disability Services (TDADS) increasing State funding of the Meals on Wheels Program for FY 2006 from TWO HUNDRED FIFTY-FOUR THOUSAND SEVEN HUNDRED SIX DOLLARS SEVENTY TWO CENTS (254,706.72) to TWO HUNDRED EIGHTY-THREE THOUSAND FIVE HUNDRED THIRTY-SEVEN DOLLARS AND SEVENTY-SIX CENTS (\$283,537.76) and authorizing the County Judge to sign all relevant documents. [Requested by Community Action Agency]
- 19. Discussion and possible action to subordinate a lien on the homestead of Wayne and Elizabeth Gomez to a lien held by American General Financial Services with the consent of the Office of Rural Community Affairs (the agency which funded the loan for home improvements) and authorizing the County Judge to sign all relevant documents. [Requested by Economic Development]
- 20. Discussion and possible action to enter into a design-build construction contract with CG Construction Inc., D/B/A CC Construction in the amount not to exceed FOUR HUNDRED FIFTY-EIGHT THOUSAND THREE HUNDRED SIXTY-THREE DOLLARS AND TWO CENTS (458,363.02) for the construction of the Santa Terresita Community Center located on Highway 59 and authorizing the County Judge to sign all relevant documents. [Requested by Engineering Department]
- 21. Discussion and possible action to enter into an Inter-local Cooperative Agreement with Dimmit County for the housing of Webb County inmates at the Dimmit County Jail at a rate of \$39.00 per day, including transportation and any matters incident thereto and authorizing the County Judge to sign all relevant documents.

# **DEPARTMENT HEADS**

# **COMMUNITY ACTION AGENCY**

**22.** Discussion and possible action to approve the Low Income Energy Assistance Weatherization Program Amendment # 1. The amendment changes the maximum cost per unit from \$2,826.00 to \$4,000.00. There is no change in the dollar amount of the contract.

# **ECONOMIC DEVELOPMENT**

- 23. Discussion and possible action to approve the submission of an application to the United States Department of Agriculture Rural Development Home Preservation Grant Program in the grant amount of \$137,213.60 with \$9,360.00 as in kindmatch; the grant funds to be used to rehabilitate six (6) homes of low-and low-income families in the rural communities of Tanquecitos I, Mirando City, Bruni, Oilton, and Aguilares.
- 24. Discussion and possible action to fill slot # 1441 (Administrative/Housing Assistant), for the Webb County Self-Help Center effective September 15, 2006, at a salary of \$ 14.44 per hour. Position is grant funded by the Self-Help Center TCDP Contract # 724003 with no impact to the County General Fund.
- **25.** Discussion and possible action to authorize the filling of a temporary grant position, slot# 2304 (Clerk) at \$8.25 per hour based on experience, at no cost to the County General Fund effective September 12, 2006. (Account # 465-0111-5001).
- **26.** Discussion and possible action to accept the following grant awards from the Governor's Division of Emergency Management, Homeland Security Grant Program-Border Interoperability Program in the amounts of:

2005 SHSP \$144,308.78 2005 LETPPP \$ 28.710.00

(These grants will not require any matching funds.)

27. Discussion and possible action to approve the purchase of Interoperable Communications Equipment (P25 Equipped) in the amount of \$144,292.10 (2005 SHSP) (see attached list) and to utilize the \$28,710.00 for training for training Law Enforcement Personnel and / or purchase training equipment in the amount of \$28,710.00 (2005 LETPPP). (This purchase will have no impact on the general fund). (Account # 325-2001-8801) 28. Discussion and possible action to approve the submission of a grant application to the Office of the Governor's Criminal Justice Division Juvenile Justice and Delinquency Prevention Grant Program in the amount of \$40,000.00 with no County match required. The funds will pay for a part-time Licensed Professional Counselor to be housed in the County Attorney's Office to provide counseling to youths in the juvenile justice system that have been diagnosed with co-occurring addiction and mental illness. (This is the same grant that was submitted in May of this year. The CJD office has moved it to another program in order to fund it).

## **ENGINEER**

- **29.** Discussion and Possible Action Authorizing to the Utilities Department to fill Slot # 1536, Assistant Cashier, at a salary of \$10.08 per hour.
- **30.** Discussion and Possible Action Authorizing Change Order No. 5 to Ramos Industries, Inc. in the amount of \$225,618.50 increasing the Contract price of \$4,388,666.13 to \$4,614,284.63 for the TWDB-EDAP 1.5 million gallons per day Regional Waste Water Treatment Plant project.
- **31.** Discussion and Possible Action Authorizing Change Order No. 5 to Ramos Industries, Inc. in the amount of \$225,618.50 increasing the Contract price of \$4,388,666.13 to \$4,614,284.63 for the TWDB-EDAP 1.5 million gallon per day Regional Waste Water Treatment Plant project.
- **32.** Discussion and Possible Action Authorizing the Purchasing Agent and the County Engineer to advertise "Request for Proposals" for an engineer to conduct Hydrologic and Hydraulic Analyses on Penitas West, San Carlos II and Colonias Las Lomas, Colorado Acres, Los Arcos, Los Centenarios, Los Fresnos, Los Mesquites, Los Nopalitos and Los Veteranos on Hwy 59.
- **33.** Discussion and Possible Action Authorizing the County Judge to terminate the contract agreement with Proviron Inc. and to execute a service contract with Center Point Energy to provide "Natural Gas" service to the Utilities Department of Webb County.

## **HEADSTART**

- **34.** Discussion and possible action to fill slot # <u>1642</u>, AA Teacher Assistant (40 hrs/week for 10 months) with an annual salary of \$15,310.85, effective September 12, 2006 through May 18, 2007.
- **35.** Discussion and possible action to fill slot # 1699, 1700, 1703, 1800, 1802, and 2050, part-time Substitute Teacher (15 hrs/week for 10 months) with an annual salary of \$4,548.60, effective September 12, 2006 through May 18, 2007.
- **36.** Discussion and possible action to fill slot # <u>1105</u> and <u>1696</u>, part-time Substitute Teacher (30 hrs/week for 10 months) with an annual salary of \$9,097.21, effective September 12, 2006 through May 18, 2007.

# **PLANNING**

**37.** Discussion and possible action to itemize and set fees by Order for Floodplain Development Permits pursuant to the provisions of Section 16.324, Texas Water Code (in accordance with the fee schedule described at the budget workshop of August 24, 2006 with no increase in fees).

# **PURCHASING**

**38.** Discussion and possible action to approve the following annual contracts for the FY 2006-2007:

Bid 2007-14 **Janitorial Supplies** 

Recommendation:

Primary Vendor-Patria Int'l Office Supply

Secondary Vendor-Border Paper & Janitorial, Inc.

Third Vendor- Gulf Coast Paper Co.

Bid 2007-56 Weatherization Materials and Rehab Materials

Recommendation:

Primary Lowe's Home Center Secondary Dr. Ike's Home Center Third McCoy's Bldg. Supply

**39.** Discussion and possible action to approve the following bid: Bid 2006-33 ADA Repairs for Webb County Buildings

Recommendation: CG Construction for \$36,914.80

- **40.** Discussion and possible action to authorize the Purchasing Agent to purchase one (1) cargo van and one (1) light duty truck from Philpott Motors through the Houston Galveston Area Council (HGAC) contract no. Bid VE03-06 in the amount of \$25,156.00 for the CAA-Meals on Wheels. [ACCT: 952-4216-8801. BAL: 6,606.00]
- **41.** Discussion and possible action to award the following proposal:
  P-2006-25 Webb County Inmate and Coin Telephone Service
  Recommendation: Evercom Inc./Securus Option #2
- **42.** Discussion and possible action to authorize the Purchasing Agent to lease purchase one digital copier from Office Communications Systems for thirty-six months at \$143.95 monthly that includes maintenance with a max of 120,000 copies for the Head Start Program Floyd Center (Kitchen).
- **43.** Discussion and possible action to authorize the Purchasing Agent to ratify the emergency purchase to Thyssen/Krupp Elevator in the amount of \$7,567.00 for the Sheriff's Department. ACCT. 001-2060-6401; BAL.

# **ROAD & BRIDGE**

**44.** Discussion and Possible Action Authorizing the Road & Bridge Department to fill Slot # 1497, DPS Clerk I, at a salary of \$11.27 per hour.

# **EXECUTIVE SESSION**

- 45. Discussion and possible action regarding Civil Action No. L-05-CV-191; Maricela Arredondo, et al. vs. Rick Flores, Sheriff of Webb County, Texas, and Webb County, Texas; In the United States District Court for the Southern District of Texas, Laredo Division. Discussion to include a status report by M'Liss Christian, attorney of record for defendants. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
- 46. Discussion and possible action regarding Civil Action No. L-05-CV-00129; <u>Gregorio Castañeda, Jr. d/b/a Castañeda Bail Bonds vs. Webb County, Texas Sheriff Rick Flores, Individually and in his Official Capacity as the Sheriff of Webb County, and Webb County; In the United States District Court for the Southern District of Texas, Laredo Division. Discussion to include a status report by M'Liss Christian, attorney of record for defendants. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].</u>

- 47. Discussion and possible action regarding Cause No. 2006-CVQ-001252-D1; Mario A. Compean and Ruth Compean, Individually, and Jason Compean as Representative of the Estate of Eric Compean, vs. County of Webb; Webb County Sheriff's Department; Sheriff Rick Flores; and Former Sheriff Juan Garza, Individually; and John Does I XL; In the 49<sup>th</sup> Judicial District Court of Webb County, Texas. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
- 48. Discussion and possible action concerning the interpretation and application of Article XI, Section D, of Articles of Agreement between Webb County and the Webb County Deputy Sheriffs Association (a/k/a collective bargaining agreement) regarding determination of years of service and rates of longevity pay for various levels of service. Commissioners Court is requested to give instruction regarding the manner of payment of such compensation. [Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)].
- 49. Discussion and possible action to authorize payment to delinquent tax collection firm of Cavazos, Morales, Tijerina and Montemayor, L.L.P. under the terms of the tax collection agreement. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).]
- 50. Discussion and possible action to enter into Memorandum of Understanding with Laredo Independent School District, United Independent School District and Webb Consolidated School District concerning disbursement of Permanent School Funds held by Webb County as trustees for the school districts and authorizing the County Judge to sign all relevant documents. The Commissioners Court may authorize disbursement of funds in an amount to be determined by the Commissioners Court. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
- 51. Discussion and possible action to approve the contract with the firm of Cavazos & Morales, L.L.P. for delinquent tax collection services beginning June 13, 2006 and any matters incident thereto and authorizing the County Judge to sign all relevant documents. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).]

- 52. Discussion and possible action to approve Needs Assessment of indigent health care needs and obligation in Webb County, and implement recommendations to improve access, availability, efficiency, delivery, and funding for these services and authorizing the County Judge to sign all relevant documents. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).]
- 53. Discussion and possible action to enter into Escrow Agreement between Webb County, Laredo Medical Center, Doctors Hospital of Laredo and Providence Surgical and Medical Center for maintenance of funds submitted by the County to the state as the non-Federal share of the Webb County UPL (the Webb County Medicaid supplement al program developed for the affiliated hospitals) and authorizing the County Judge to sign all relevant documents. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).]
- 54. Discussion and possible action to appoint an Escrow Representative under the Escrow Agreement between Webb County, Laredo Medical Center, Doctors Hospital of Laredo and Providence Surgical and Medical Center and authorizing the County Judge to sign all relevant documents. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).]
- **55.** Adjournment

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

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Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

administrator at (956) 523-4622.
DATED THIS DAY OF SEPTEMBER, 2006
By: YOLANDA L. CARRILLO COURT ADMINISTRATOR
CERTIFICATION OF NOTICE AND POSTING
I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the day of, 2006 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.
DATED THIS, 2006
COUNTY CLERK, WEBB COUNTY, TEXAS

BY: